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WENMM/SB/21 (12/00)

**TRANSMITTAL
FORM**

(to be used for all correspondence after initial filing)

Application Number	09/807.167
Filing Date	April 9, 2001
First Named Inventor	John Granville Kay et al.
Group Art Unit	
Examiner Name	
Attorney Docket Number	7413-3

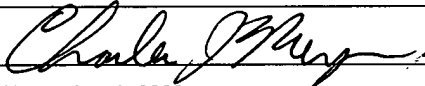
Total Number of Pages in this Submission

8

ENCLOSURES (check all that apply)

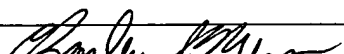
<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Assignment Papers	<input type="checkbox"/> After Allowance Communication to Group
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input checked="" type="checkbox"/> Response to Decision on Renewed Petition Under 37 CFR 1.47(a)	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition Routing Slip (PTO/SB/69) and Accompanying Petition	<input type="checkbox"/> Proprietary Information
<input checked="" type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> To Convert a Provisional Application	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Power of Attorney, Revocation, Change of Correspondence Address	<input type="checkbox"/> Additional Enclosure (please identify below)
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	<input checked="" type="checkbox"/> Return Receipt Postcard
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Small Entity Statement	
<input type="checkbox"/> Certified Copy of Priority Documents	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Response to Missing Parts/Incomplete Application	Remarks	
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual Name	Charles J. Meyer, Reg. No. 41,996 Woodard, Emhardt, Naughton, Moriarty & McNett LLP
Signature	
Date	November 1, 2002

Certificate of Mailing

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington D.C. 20231 on this date:

Typed or printed name	Charles J. Meyer		
Signature		Date	November 1, 2002

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re U.S. Patent Application:)	
)	Before the Examiner
John Granville Kay et al. et al.)	Unknown
)	
Application No. 09/807,167)	
)	Group Art Unit Unknown
Filed April 9, 2001)	
)	
FLOOR COVERING MATERIAL AND)	Our Ref.: 7413-3
METHOD FOR PRODUCING SAME)	

RESPONSE TO
"DECISION ON RENEWED PETITION UNDER 37 CFR 1.47(a)"

Assistant Commissioner for Patents
Box PCT
Washington, D. C. 20231

Attn: PCT Legal Office

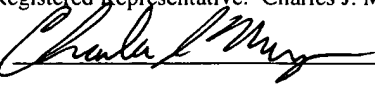
Sir:

In response to the Decision on Renewed Petition Under 37 CFR 1.47(a) dated September 4, 2002, Applicants submit the attached Declaration as signed by Inventor Grenville Seager. Although Applicants previously believed that Mr. Seager was unavailable, his location was found and he has signed the enclosed declaration and assignment. As a Declaration signed by all of the other inventors was filed July 11, 2001, the filing of this Declaration now completes Applicants' response to the Notice of Missing Parts.

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to the Assistant Commissioner for Patents, Box PCT, Washington, D.C. 20231 on:

Date of Deposit: November 1, 2002

Name of Registered Representative: Charles J. Meyer

Signature: 

Date of Signature: November 1, 2002

Payment of the \$130 petition fee has been previously paid and therefore, no additional fees are required. However, if it is determined that additional fees are due, necessary fees may be charged to (or overpayment credited to) Deposit Account No. 23-3030, but not to include payment of issue fees.

Passage of this application to an examining group for prosecution is requested.

Respectfully submitted:

A handwritten signature in black ink, appearing to read "Charles J. Meyer", is written over a horizontal line.

Charles J. Meyer
Reg. No. 41,996
Woodard, Emhardt, Naughton
Moriarty & McNett LLP
Bank One Center Tower
111 Monument Circle, Suite 3700
Indianapolis, Indiana 46204-5137
(317) 634-3456

Type a Plus sign (+) inside this box →

+

WENMM SB/01 (8/02)
Page 1 of 5**DECLARATION FOR UTILITY OR
DESIGN PATENT APPLICATION
(37 CFR 1.63)**

☐ Declaration Submitted With Initial Filing OR ☒ Declaration Submitted after Initial Filing (surcharge 37 CFR 1.16 (e) required)

7413-3

First Named Inventor

John Granville Kay

COMPLETE IF KNOWN

Application Number

09/807,167

Filing Date

April 9, 2001

Group Art Unit

Examiner Name

As a below named inventor, I hereby declare that:

My residence, post office address, and citizenship are as stated below next to my name.

I believe I am the original, first, and sole inventor (if only one name is listed below) or an original, first, and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

FLOOR COVERING MATERIAL AND METHOD FOR PRODUCING SAME

(Title of the invention)

the specification of which



is attached hereto

OR



was filed on (MM/DD/YYYY)

10/11/1999

as United States

Application Number

PCT/GB99/03169

and was amended on (MM/DD/YYYY)

(if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claim, as amended by any amendment specifically referred to above.

I acknowledge and hereby disclose information which is material to patentability as defined in 37 CFR 1.56.

I hereby claim foreign priority benefits under 35 U.S.C. 119 (a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or of any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Check Only if Priority Not Claimed	Certified Copy Attached?	
				YES	NO
9822019.7 99/03169	GB GB	10/09/1998 10/11/1999	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>



Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto:

I hereby claim the benefit under 35 U.S.C. 119(e) of any United States provisional application(s) listed below.

Application Number(s)

Filing Date (MM/DD/YYYY)



Additional provisional application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto.

Type a plus sign (+) inside this box →



WENMM SB/01 Page 2 of 5

DECLARATION – Utility r Design Patent Application

I hereby claim the benefit under 35 U.S.C. 120 of any United States application(s), or 365(c) of any PCT international application designating the United States of America, listed below, and insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT international application in the manner provided by the first paragraph of 35 U.S.C. 112, I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

U.S. Parent Application or PCT Number	Parent Filing Date (MM/DD/YYYY)	Parent Patent Number (if applicable)

☐ Additional U.S. or PCT international application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto.

As a named inventor, I hereby appoint the following registered practitioner(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith:



Customer Number

OR

Place Customer
Number Bar Code
Label Here



Registered practitioner(s) name/registration number listed below.

Name	Registration Number	Name	Registration Number
Thomas Q. Henry	28,309		

☒ Additional registered practitioner(s) named on supplemental Registered Practitioner Information sheet PTO/SB/02C attached hereto.

Direct all correspondence to:

Customer Number
Bar Code Label

OR



Correspondence address below

Name	Thomas Q. Henry, Woodard, Emhardt, Naughton, Moriarty & McNett LLP						
Address	Bank One Center/Tower						
Address	111 Monument Circle, Suite 3700						
City	Indianapolis	State	IN	ZIP	46204		
Country	US	Telephone	(317) 634-3456		Fax	(317) 637-7525	

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Name of Sole or First Inventor:



A petition has been filed for this unsigned inventor.

Given Name (first and middle [if any])				Family Name or Surname			
John Granville				KAY			
Inventor's Signature						Date	
Residence: City	Manchester	State		Country	GB	Citizenship	GB
Post Office Address	5 White Brow						
Post Office Address	Bury, Manchester BL9 8BT						
City	Manchester	State		ZIP	BL9 8BT	Country	GB

Additional inventors are being named on the 2 supplemental Additional Inventor(s) sheet(s) PTO/SB/02A attached hereto.

ADDITIONAL INVENTOR(S)
Supplemental Sheet
Page 4 of 5

Name of Fifth Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor.						
Given Name (first and middle (if any))				Family Name or Surname				
Craig Lee				CROSBY				
Inventor's Signature						Date		
Residence: City		Cheshire	State		Country	GB	Citizenship	GB
Post Office Address		81 Staley Hall Road						
Post Office Address		Stalybridge, Cheshire SK15 3DP						
City		Cheshire	State		ZIP	SK15 3DP	Country	GB
Name of Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor.						
Given Name (first and middle (if any))				Family Name or Surname				
Inventor's Signature						Date		
Residence: City			State		Country		Citizenship	
Post Office Address								
Post Office Address								
City			State		ZIP		Country	
Name of Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor.						
Given Name (first and middle (if any))				Family Name or Surname				
Inventor's Signature						Date		
Residence: City			State		Country		Citizenship	
Post Office Address								
Post Office Address								
City			State		ZIP		Country	
Name of Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor.						
Given Name (first and middle (if any))				Family Name or Surname				
Inventor's Signature						Date		
Residence: City			State		Country		Citizenship	
Post Office Address								
Post Office Address								
City			State		ZIP		Country	

Type a Plus sign (+) inside this box →

WENMM SB/02C (4/01)
Pag 5 of 5**DECLARATION****Registered Practitioner Information
(Supplemental Sheet)**

Name	Registration Number	Name	Registration Number
Harold R. Woodard	16,214		
C. David Emhardt	18,483		
J seph A. Naughton, Jr.	19,814		
John V. Moriarty	26,207		
John C. McNett	25,533		
Thomas Q. Henry	28,309		
James M. Durlacher	28,840		
Charles R. Reeves	28,750		
Vincent O. Wagner	29,596		
Steve Zlatos	30,123		
Spiro Bereveskos	30,821		
Clifford W. Browning	32,201		
R. Randall Frisk	32,221		
Daniel J. Lueders	32,581		
Kenneth A. Gandy	33,386		
Timothy N. Thomas	35,714		
Kurt N. Jones	37,996		
John H. Allie	39,088		
H iday W. Banta	40,311		
Troy J. Cole	35,102		
L. Scott Paynter	39,797		
Charles J. Meyer	41,996		
Matthew R. Schantz	40,800		
Gregory B. Coy	40,967		
Lisa A. Hiday	40,036		
John V. Daniluck	40,581		
Christopher A. Brown	41,642		
Arthur J. Usher IV	41,359		
Douglas A. Collier	43,556		
Brad A. Schepers	45,431		
Scott J. Stevens	29,446		
James B. Myers	42,021		
John M. Bradshaw	46,573		
Quentin G. Cantrell	47,469		
Charles P. Schmal	45,082		
David E. Novak	50,752		
Ed E. Sowers	36,015		
Jc L. Roberts	50,453		
John J. Emanuele	P-51,653		
Denise M. Gosnell	51,748		